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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/789,883	02/27/2004	Alon Saado	2650.00016	9328
21615	7590	06/20/2006		
CHRISTOPHER P. MAIORANA, P.C. 24840 HARPER SUITE 100 ST. CLAIR SHORES, MI 48080				
			EXAMINER TU, CHRISTINE TRINH LE	
			ART UNIT 2138	PAPER NUMBER

DATE MAILED: 06/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/789,883

Applicant(s)

SAADO ET AL.

Examiner

Christine T. Tu

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 27 February 2004.
2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
5) ☐ Claim(s) _____ is/are allowed.
6) ☒ Claim(s) 1-8, 10-12 and 14 is/are rejected.
7) ☒ Claim(s) 9 and 13 is/are objected to.
8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
10) ☒ The drawing(s) filed on 2/27/2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
5) ☐ Notice of Informal Patent Application (PTO-152)
6) ☐ Other: _____.

Claim Rejections - 35 USC § 112

1. Claim 12 and 14 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claim 12:

At lines 3-4, the term “said test run” is indefinite. It is not clear which test run the term “said test run” referring to since the first, the second and the third test runs are being recited in the previously claim (claim 11).

Claim 14 (an apparatus claim):

At line 2, the phrase “the steps of” should be deleted because this is an apparatus claim.

Claim Rejections - 35 USC § 103

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

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4. Claims 1-8, 10-12 and 14 are rejected under 35 U.S.C. 103(a) as being unpatentable over Allen (5,878,055).

Claims 1-3:

Allen discloses the invention substantially as claimed. Allen shows that a single phase clock verification apparatus (200) includes a plurality of variable delay clock blocks (202) respectively coupled to a plurality of latches (204). The plurality of latches (204) include a variable delay clock block T1, (210) for providing at its output a clock signal CLOCK1, a variable delay clock block T2, (212) for providing at its output a clock signal CLOCK2, a variable delay clock block T3, (214) for providing at its output a clock signal CLOCK3, and a variable delay clock block T4, (216) for providing at its output a clock signal CLOCK4. During a scan operational mode, the delays of all the variable delay blocks (202) are set to the same value between latches (204) in the scan chains. During the test operational mode, the delay through the delay clock blocks (202) depends upon the settings in the delay control register (220), so the clock going to the various latches is delayed various amounts (figures 1 & 5, column 3 lines 30-44, column 4 lines 33-37, column 6 lines 25-67).

Allen does not explicitly teach the logic elements. Sullivan, however, teaches each Boundary scan cell (BSC) (52) comprises a comparator circuit (60) (figure 5).

It would have been obvious to one skilled in the art at the time the invention was made to realize that Allen's each of the latches (204) would be comprised of a comparator/XOR (logic) circuit (as suggested by Sullivan). One having ordinary skill in the art would be motivated to realize so because both Allen and Sullivan teach the sequential latches or boundary scan cells (BSCs).

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Claim 4:

In the scan mode, Allen teaches that all of the variable delay clock blocks (202) have the same delay. As the clock (CLK) toggles, the applied data depends on the setting of the bits in the delay control register (220). The delay control register (22) is programmed with the combination of states that selects the desired amount of clock delay for each variable delay clock blocks (202) (column 6 lines 45-59).

Claim 5:

In the test mode, Allen teaches that the delay through the delay clock blocks (202) depends upon the plurality settings in the delay control register (220), so the clock going to the various latches is delayed various amounts (plural) (column 6 lines 60-67).

Claim 6:

Allen's latches (204) can be flip-flops (column 3 line 66-67).

Claim 7:

Allen teaches that the apparatus (200) allows to verify characterization of latch behavior with respect to early mode failures so that the early mode problems can be corrected, wherein early mode is known as latch hold time violation (column 3 lines 45-55, column 2 lines 1-5, column 1 lines 21-22).

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Claim 8:

Allen teaches the scan mode is used to initialize the circuit (200), then the test mode is used, and later the scan mode is also used to observe the results of operations of the previous test operational mode (column 6 lines 39-44).

Claims 10-12 and 14:

Claims (10 & 14), 11 and 12 are rejected for reasons similar to those set forth against claims 1, 8 and 7 respectively.

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Christine T. Tu whose telephone number is (571)272-3831. The examiner can normally be reached on Mon-Thur. 8:30am-6:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Albert DeCady can be reached on (571)272-3819. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



Christine T. Tu
Primary Examiner
Art Unit 2138

June 15, 2006